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PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10,911,024	
	Filing Date	24 July 01	
	First Named Inventor	Stephen M. REUNING et al.	
	Group Art Unit	3629	
	Examiner Name	J.P. OUELLETTE, Esq.	
Total Number of Pages in This Submission	5	Attorney Docket Number	Diedre Moire Corp.

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input checked="" type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

RECEIVED
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GROUP 3600

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Pharmaceutical Patent Attorneys, LLC 55 Madison Avenue, 4th floor, Morristown NJ 07960-7397 USA
Signature	
Date	See below date

CERTIFICATE OF MAILING		
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: <input type="text" value="see below date"/>		
Typed or printed name	Mark POHL, Reg. No. 35,325	
Signature		Date 23 Jan 04

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



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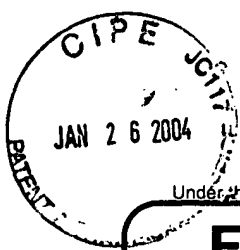
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NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) Diedre Moire Corporation	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Assistant Commissioner for Patents, Washington D.C. 20231" on <u>23 Jan 04</u> . Signature <u>J Mark Pohl</u> Typed or printed name <u>Mark POHL, Reg.35,325</u>		In re Application of Stephen Michael REUNING et al.	
		Application Number 09/911,024	Filed 24 July 2001
		For Automated Prospector	
		Group Art Unit 3629	Examiner J.P. OUELLETTE
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.			
The fee for this Notice of Appeal is (37 CFR 1.17(b))		\$ <u>330</u>	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:		\$ <u>165</u>	
<input type="checkbox"/> A check in the amount of the fee is enclosed.		RECEIVED FEB 1 0 2004 GROUP 3600	
<input checked="" type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.			
<input type="checkbox"/> The Commissioner has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.			
<input type="checkbox"/> The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. _____ I have enclosed a duplicate copy of this sheet.			
<input type="checkbox"/> A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.			
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.			
I am the		<u>J Mark Pohl</u> Signature Mark POHL, Reg.35,325 Typed or printed name 23 Jan 04 Date	
<input type="checkbox"/> applicant/inventor.			
<input type="checkbox"/> assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)			
<input checked="" type="checkbox"/> attorney or agent of record.			
<input type="checkbox"/> attorney or agent acting under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a) _____			
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.			
<input type="checkbox"/> *Total of _____ forms are submitted.			

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FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 165.00)

Complete if Known

Application Number	10/911,024
Filing Date	24 July 01
First Named Inventor	Stephen M. REUNING et al.
Examiner Name	J.P. OUELLETTE, Esq.
Group Art Unit	3629
Attorney Docket No.	Diedre Moire Corp.

METHOD OF PAYMENT

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number
Deposit Account Name

☐ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

☐ Applicant claims small entity status. See 37 CFR 1.27

2. ☒ Payment Enclosed:

☐ Check ☒ Credit card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

	Large Entity	Small Entity	Fee Description	Fee Paid
	Code (\$)	Code (\$)		
101	740	201 370	Utility filing fee	385.00
106	330	206 165	Design filing fee	0.00
107	510	207 255	Plant filing fee	
108	740	208 370	Reissue filing fee	
114	160	214 80	Provisional filing fee	0.00

SUBTOTAL (1) (\$ 0.00)

2. EXTRA CLAIM FEES

Total Claims -20** = x =
Independent Claims -3** = x =
Multiple Dependent =

	Large Entity	Small Entity	Fee Description
	Code (\$)	Code (\$)	
103	18	203 9	Claims in excess of 20
102	84	202 42	Independent claims in excess of 3
104	280	204 140	Multiple dependent claim, if not paid
109	84	209 42	** Reissue independent claims over original patent
110	18	210 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 0.00)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

	Large Entity	Small Entity	Fee Description	Fee Paid
	Code (\$)	Code (\$)		
105	130	205 65	Surcharge - late filing fee or oath	0.00
127	50	227 25	Surcharge - late provisional filing fee or cover sheet	0.00
139	130	139 130	Non-English specification	0.00
147	2,520	147 2,520	For filing a request for <i>ex parte</i> reexamination	0.00
112	920*	112 920*	Requesting publication of SIR prior to Examiner action	0.00
113	1,840*	113 1,840*	Requesting publication of SIR after Examiner action	0.00
115	110	215 55	Extension for reply within first month	0.00
116	400	216 200	Extension for reply within second month	0.00
117	920	217 460	Extension for reply within third month	0.00
118	1,440	218 720	Extension for reply within fourth month	0.00
128	1,960	228 980	Extension for reply within fifth month	0.00
119	320	219 160	Notice of Appeal	165.00
120	320	220 160	Filing a brief in support of an appeal	0.00
121	280	221 140	Request for oral hearing	0.00
138	1,510	138 1,510	Petition to institute a public use proceeding	0.00
140	110	240 55	Petition to revive - unavoidable	0.00
141	1,280	241 640	Petition to revive - unintentional	0.00
142	1,280	242 640	Utility issue fee (or reissue)	0.00
143	460	243 230	Design issue fee	0.00
144	620	244 310	Plant issue fee	0.00
122	130	122 130	Petitions to the Commissioner	0.00
123	50	123 50	Processing fee under 37 CFR 1.17(q)	0.00
126	180	126 180	Submission of Information Disclosure Stmt	0.00
581	40	581 40	Recording each patent assignment per property (times number of properties)	0.00
146	740	246 370	Filing a submission after final rejection (37 CFR § 1.129(a))	0.00
149	740	249 370	For each additional invention to be examined (37 CFR § 1.129(b))	0.00
179	740	279 370	Request for Continued Examination (RCE)	0.00
169	900	169 900	Request for expedited examination of a design application	0.00
Other fee (specify) _____				0.00

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 165.00)

SUBMITTED BY

Name (Print/Type) Mark POHL
Signature

Registration No. 35,325
(Attorney/Agent)

Complete (if applicable)

Telephone (973) 984-0076
Date 23 Jan 04

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